

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DIGITAL REG OF TEXAS, LLC,

Plaintiff,

v.

ADOBE SYSTEMS, INC., et al.,

Defendants.

No. C 12-1971 CW

ORDER DENYING
UBISOFT'S MOTION
TO FILE A THIRD-
PARTY COMPLAINT AS
MOOT (Docket No.
502)

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On February 21, 2014, Defendant Ubisoft, Inc. moved for leave to file a third-party complaint against former Defendant Valve Corporation. Federal Rule of Civil Procedure 14(a) permits only a defending party to implead a third party who "may be liable to him for all or part of the plaintiff's claim against him." On June 10, 2014, the Court granted summary judgment of non-infringement as to all claims asserted by Plaintiff against Ubisoft. See Docket No. 574. Because Ubisoft is no longer a defendant in this case, it would be improper to allow Ubisoft to file a third-party complaint against Valve.

Ubisoft correctly notes that there is some factual overlap between the present patent infringement case and Ubisoft's third-party claims seeking indemnification for costs occurred in defending this case. Accordingly, Ubisoft may file a separate suit seeking indemnification from Valve and file a notice that the

1 case is related to the present case, which the Court will
2 consider.

3 IT IS SO ORDERED.

4 Dated: 6/12/2014


CLAUDIA WILKEN
United States District Judge

United States District Court
For the Northern District of California